

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	85809.000022
First Inventor	Hoffend, Jr., Donald A.
Title	MODULAR LIFT ASSEMBLY
Express Mail Label No.	EV 105862739 US

17858 U.S. PTO  
10/718871

<b>APPLICATION ELEMENTS</b> <small>See MPEP chapter 600 concerning utility patent application contents.</small>		<b>ADDRESS TO:</b>													
<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) <i>(Submit an original and a duplicate for fee processing)</i></p> <p>2. <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p>3. <input checked="" type="checkbox"/> Specification [Total Pages <span style="border: 1px solid black; padding: 2px;">53</span>] <i>(preferred arrangement set forth below)</i></p> <ul style="list-style-type: none"> <li>- Descriptive title of the Invention</li> <li>- Cross Reference to Related Applications</li> <li>- Statement Regarding Fed sponsored R &amp; D</li> <li>- Reference to sequence listing, a table, or a computer program listing appendix</li> <li>- Background of the Invention</li> <li>- Brief Summary of the Invention</li> <li>- Brief Description of the Drawings <i>(if filed)</i></li> <li>- Detailed Description</li> <li>- Claim(s)</li> <li>- Abstract of Disclosure</li> </ul> <p>4. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) [Total Sheets <span style="border: 1px solid black; padding: 2px;">39</span>] <span style="border: 1px solid black; padding: 2px;">1</span></p> <p>5. Oath or Declaration [Total Sheets <span style="border: 1px solid black; padding: 2px;">1</span>] <span style="border: 1px solid black; padding: 2px;">1</span></p> <p>a. <input checked="" type="checkbox"/> Newly executed (original or copy)</p> <p>b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 18 completed)</i></p> <p>i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> Signed statement attached deleting inventor(s) name in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</p> <p>6. <input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76</p>			<b>Mail Stop Patent Application</b> <b>Commissioner for Patents</b> <b>P.O. Box 1450</b> <b>Alexandria VA 22313-1450</b>												
<p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program <i>(Appendix)</i></p> <p>8. Nucleotide and/or Amino Acid Sequence Submission <i>(If applicable, all necessary)</i></p> <p>a. <input type="checkbox"/> Computer Reader Form (CRF)</p> <p>b. Specification Sequence Listing on:           <ul style="list-style-type: none"> <li>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or</li> <li>ii. <input type="checkbox"/> Paper</li> </ul> </p> <p>c. <input type="checkbox"/> Statement verifying identity of above copies</p>															
<b>ACCOMPANYING APPLICATION PARTS</b> <table border="0"> <tr> <td>9. <input type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))</td> <td rowspan="2" style="vertical-align: middle;"><input checked="" type="checkbox"/> Power of Attorney</td> </tr> <tr> <td>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i></td> </tr> <tr> <td>11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i></td> <td rowspan="2" style="vertical-align: middle;"><input type="checkbox"/> Copies of IDS Citations</td> </tr> <tr> <td>12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449</td> </tr> <tr> <td>13. <input type="checkbox"/> Preliminary Amendment</td> <td rowspan="2" style="vertical-align: middle;"><input type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i></td> </tr> <tr> <td>14. <input checked="" type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i></td> </tr> <tr> <td>15. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.</td> <td rowspan="2" style="vertical-align: middle;"><input type="checkbox"/> Other: <u>Certificate of Express Mailing</u></td> </tr> <tr> <td>16. <input type="checkbox"/></td> </tr> <tr> <td>17. <input checked="" type="checkbox"/></td> </tr> </table>			9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))	<input checked="" type="checkbox"/> Power of Attorney	10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i>	11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i>	<input type="checkbox"/> Copies of IDS Citations	12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449	13. <input type="checkbox"/> Preliminary Amendment	<input type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i>	14. <input checked="" type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i>	15. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.	<input type="checkbox"/> Other: <u>Certificate of Express Mailing</u>	16. <input type="checkbox"/>	17. <input checked="" type="checkbox"/>
9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))	<input checked="" type="checkbox"/> Power of Attorney														
10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i>															
11. <input type="checkbox"/> English Translation Document <i>(if applicable)</i>	<input type="checkbox"/> Copies of IDS Citations														
12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449															
13. <input type="checkbox"/> Preliminary Amendment	<input type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i>														
14. <input checked="" type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i>															
15. <input type="checkbox"/> Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.	<input type="checkbox"/> Other: <u>Certificate of Express Mailing</u>														
16. <input type="checkbox"/>															
17. <input checked="" type="checkbox"/>															

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

Continuation     Divisional     Continuation-in-part (CIP)    of prior application No.: \_\_\_\_\_  
Prior application information: 10,275,725    Examiner: \_\_\_\_\_ Art Unit: 3634

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number:	23387	<b>OR</b>	<input type="checkbox"/> Correspondence address below
Name			
Address			
City	State	Zip Code	
Country	Telephone	Fax	

Name (Print/Type)	Brian B. Shaw	Registration No. (Attorney/Agent)	33,782
Signature		Date	November 21, 2003

The collection of information is required by 37 CFR 1.63(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL  
for FY 2004**

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** **\$643.00****Complete if Known**

Application Number	Unknown
Filing Date	Herewith
First Named Inventor	Hoffend, Jr., Donald A.
Examiner Name	Unknown
Group Art Unit	Unknown
Attorney Docket Number	85809.000022

**METHOD OF PAYMENT (check all that apply)**
 Check    Credit card    Money Order    Other    None
 Deposit Account:

Deposit Account Number **03-3875**

Deposit Account Name **Harter, Secrest & Emery LLP**

## The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below    Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee  
 to the above-identified deposit account.

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1001 770	2001 385	Utility filing fee	\$385.00
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
<b>SUBTOTAL (1)</b>		<b>\$385.00</b>	

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

		Fee from below	Fee Paid
Total Claims	15	-20** = 0 x 9 = 0	
Independent Claims	9	-3** = 6 x 43 = \$258.00	
Multiple Dependent			

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	**Reissue independent claims over original patent
1205 18	2205 9	**Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2)</b>		<b>\$258.00</b>

\*\*or number previously paid, if greater; For Reissues, see above

**SUBTOTAL (3)** **0****3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for <i>ex parte</i> reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt.	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

**SUBMITTED BY****Complete (if applicable)**

Name (Print/Type)	Brian B. Shaw	Registration No. (Attorney/Agent)	33,782	Telephone	585-232-6500
Signature				Date	November 21, 2003

**WARNING: If any material in this form may become public, Credit card information should not be included in this form. Provide credit card information and authorization in PTO-2038**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) and application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, PO Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

## **Certificate of Express Mailing under 37 CFR 1.10**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as EXPRESS MAIL, label #EV 105862739 US in an envelope addressed to:

**Mail Stop Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231**

On November 21, 2003  
Date

Mary E. Hampton  
Signature

Mary E. Hampton  
Typed or printed name of person signing Certificate

Note: Each paper must have its own certificates of mailing, or this certificate must identify each submitted paper.

This Submission Contains:

Application Data Sheet (3 pgs.)  
Fee Transmittal Form (1 pg.)  
Check # 101847 in the amount of \$643.00 for filing fees (1 pg.)  
Utility Patent Application Transmittal Form (1 pg.)  
Patent Application (53 pgs.)  
Formal Drawings (identified) (39 sheets)  
Declaration – signed (1 pg.)  
Power of Attorney (2 pgs.)  
Certificate of express Mailing (1 pg.)  
Express Mailing Label EV 105862739 US  
Acknowledgement Postcard (1)  
Statement Under 37 CFR 3.73(b)